



NOT SIGNED

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Nuijten et al.

Serial No.: 09/749,025

Filed: December 27, 2000

For: SALMONELLA VACCINE

Examiner: V. Ford

Group Art Unit: 1645

Attorney Docket No.: 5048US

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Person making Deposit: Orlena Howell

(NE)

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Declaration

Commissioner for Patents  
Washington, D.C. 20231

Sir:

I, \_\_\_\_\_, hereby certify that I am the \_\_\_\_\_ [TITLE] of  
Akzo Nobel ("AN"), and declare that:

- i. I am informed and believe that AN is the assignee of U.S. patent application serial no. 09/749,025.
- ii. I am informed and believe that AN has deposited cell lines of *Salmonella typhimurium* STM 2001: under the provisions of the Budapest Treaty with the Centraalbureau voor Schimmelcultures (CBS), Uppsalaan 8, 3584 CT,

P.O. Box 85167, 3508 AD Utrecht, The Netherlands, in accordance with the Budapest Treaty, and was accepted on September 13, 2000.

- iii. I am informed and believe that the deposit was accepted by the International Depository Authority, effective at least as early as September 13, 2000.
- iv. I am informed and believe that AN has deposited cell lines of *Salmonella typhimurium* STM 2000: under the provisions of the Budapest Treaty with the Centraalbureau voor Schimmelcultures (CBS), Uppsalalaan 8, 3584 CT, P.O. Box 85167, 3508 AD Utrecht, The Netherlands, in accordance with the Budapest Treaty, and was accepted on October 8, 1999.
- v. I am informed and believe that the deposit was accepted by the International Depository Authority, effective at least as early as October 8, 1999.
- vi. On behalf of AN, I state that all restrictions upon public access to the deposit (except those permitted by 37 C.F.R. § 1.808(b)) will be irrevocably removed upon the grant of a U.S. patent on this U.S. patent application, and the deposit will be replaced if viable samples cannot be dispensed by the depository.
- vii. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or

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imprisonment, or both, under Section 1001 of Title 18 of the U.S. Code and  
that such willful false statements may jeopardize the validity of the patent.

Date: \_\_\_\_\_  
[NAME]